

Docket No. 60807-A-PCT-US/JPW/GJG/CSN

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Alexander Gad et al.  
Serial No. : 09/816,989  
Filed : March 23, 2001  
For : COPOLYMER 1 RELATED POLYPEPTIDES FOR USE AS  
MOLECULAR WEIGHT MARKERS AND FOR THERAPEUTIC  
USE

1185 Avenue of the Americas  
New York, New York 10036  
August 8, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

ATTN: Box Missing Parts

Sir:

**COMMUNICATION IN RESPONSE TO  
JUNE 8, 2001 NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED**

This Communication is submitted in response to a June 8, 2001 Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the June 8, 2001 Notice is due August 8, 2001. Accordingly, this Communication is being timely filed.

The Notice to File Missing Parts of Application indicates that the oath or declaration is unsigned. Applicants attach hereto a copy of the Notice as **Exhibit A**. In response, applicants submit as **Exhibit B** hereto a signed Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(f). In compliance with 37 C.F.R. §1.63, the Declaration refers to the application's above-identified serial number and filing date.

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In addition, the Notice to File Missing Parts of Application indicates that the application fails to comply with the requirements of 37 C.F.R § 1.821-1.825. Specifically, the Notice advises that an initial computer readable form (CFR) copy of the "Sequence Listing", an initial paper or compact disc copy of "Sequence Listing", as well as an amendment directing its entry into the application is required. The Notice also advises that a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and includes no new matter, as required by 37 C.F.R. § 1.825(b). In response, applicants submit as **Exhibit C** hereto substitute sheets of the "Sequence Listing." Applicants also submit a computer readable form (CFR) copy of the substitute sheets of the "Sequence Listing." Applicants note that all sequences in the subject application are identified by sequence identification numbers (SEQ ID Nos), so an amendment directing the entry of the "Sequence Listing" into the application is unnecessary. In addition, applicants submit as **Exhibit D** hereto a Statement in Accordance with 37 C.F.R. § 1.825(b), certifying that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) "Sequence Listing" and includes no new matter. The Statement in Accordance with 37 C.F.R. §1.825(b) (**Exhibit D**) also certifies that the substitute sheets of the "Sequence Listing" include no new matter.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone the number provided below.

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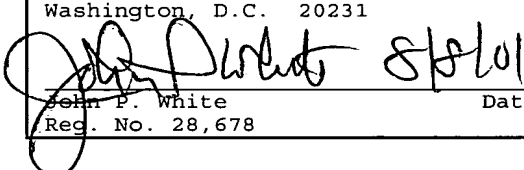
No fee, other than the enclosed \$130.00 surcharge fee, is deemed necessary in connection with the filing of this Communication. If any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



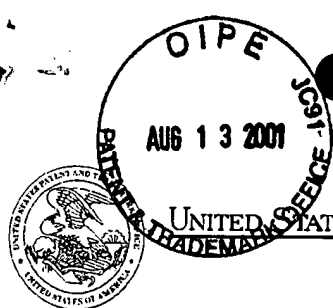
John P. White  
Registration No. 28,678  
Attorney for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231



John P. White  
Reg. No. 28,678

Date



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/816,989	03/23/2001	Alexander Gad	60807-A-PCT-US/JPW/GJC

CONFIRMATION NO. 7587

## FORMALITIES LETTER



\*OC000000006162134\*

Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

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Date Mailed: 06/08/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

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- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*

  
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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE